

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA
AT ERIE**

JOHN GRAVES,

Plaintiff,

v.

JOHN WETZEL, *et al.*

Defendants.

Civil Action No. 15-cv-205 Erie

ORDER

ORDER ADOPTING REPORT AND RECOMMENDATION AND DISMISSING CASE

The Court, having considered the Report and Recommendation of Magistrate Judge Susan Paradise Baxter, and the balance of record, **HEREBY ORDERS:**

- (1) The Court **ADOPTS** the Report and Recommendation.
- (2) Defendant O'Rourke is **DISMISSED** without prejudice.
- (3) The Clerk shall send copies of this Order to the parties.

SO ORDERED.

DATED this 26th day of April, 2017.



BARBARA J. ROTHSTEIN
UNITED STATES DISTRICT JUDGE